



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 1655

TECH CENTER 1600/2900

FEB 04 2002

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Patent Application of

Steven A. Benner

Serial No. 09/538,338

Filed: March 29, 2000

Examiner: L. Arthur

"PRECURSORS FOR
DEOXYRIBONUCLEOTIDES CONTAINING
NON-STANDARD NUCLEOSIDES"

I, Leslie Lindsay, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on the date of my signature.

Leslie Lindsay
Signature

Jan 3, 2002
Date of Signature

TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Washington, D.C. 20231

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Sir:

Transmitted herewith is a Terminal Disclaimer for the above-titled patent application along with a check in the amount of \$55.00 in payment of the fee required under 37 CFR 1.20(d).

Charge or credit Deposit Account No. 50-0842 with any shortage or overpayment of the above fee. A duplicate of this sheet is enclosed.

01/25/2002 DTESSEM1 00000100 09538338

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55.00 OP

Respectfully submitted,

Jill A. Fahrlander
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File No. 031403-9009
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Re:

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TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING REJECTION OVER
PRIOR PATENT

Assistant Commissioner for Patents
Washington, D.C. 20231

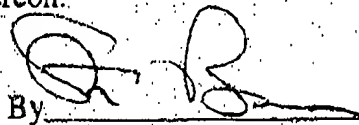
Sir:

I, Steven A. Benner, residing at 1501 NW 68th Terrace, Gainesville, FL 32605-4147, represent that I am the owner of U.S. Application No. 09/538,338 (hereinafter "said Application"). I hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on said Application, beyond the expiration date of the full statutory term of U.S. Patent Nos. 5,432,272, 6,001,983, and 6,037,120 (hereinafter "said U.S. Patents"). I hereby agree that any patent granted on said Application shall be enforceable only for and during such period that the legal title of the patent granted on said Application should be the same as the legal title to said U.S. Patents. This agreement shall run with any patent granted on said Application and be binding upon me, my successors or assigns. In making the above disclaimer, I do not disclaim any terminal part of the patent granted on said Application prior to the expiration date of the full statutory term of said U.S. Patents, to the extent that said U.S. Patents later expires for failure to pay a maintenance fee.

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I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

Date: Jan 3, 2002

By: 
Steven A. Benner
Applicant

Attorney Docket No. 031403-9009

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cc: Docketing

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